## Calaveras Superior Court

## Case Management Conference Calendar Tentative Rulings

## Wednesday, April 8, 2020, Courtroom #4

Comm. Traci L. Witry

1:30 PM 16CF11816 OSC re Dismissal pursuant to Rule of Court 3.1385 08/02/2016

Ptff/Pet: Gamus Llc Atty: Weisberg, Michael

Def/Res: Heroes & Villians Comics & Cards; Mendelsohn, Jeffrey G; Young, Christopher Michael Atty:

Tentative Ruling: his matter is set for an OSC re: Dismissal Pursuant to CRC 3.1385. Absent any objection, the matter will be dismissed pursuant to CRC 3.1385. The Court clerk to send notice.

1:30 PM 17CV42298 Case Management Conference 04/03/2017

Ptff/Pet: Duncan, Robin Atty: Wright, D. Marie

Def/Res: Grant & Weber; Mitchell, Stephen Gray Atty: Steinfeld, Reid Layne; Salazar, Anthony T

Tentative Ruling: There is no tentative ruling. The legal representatives, or the parties if unrepresented, are to appear to advise the Court the status of this matter.

1:30 PM 17CV42475 Case Management Conference 06/12/2017

Ptff/Pet: Faulkner, Amanda Atty: Smith, Temica, Esq

Def/Res: Bernard, Sandler Herschel; Elsey, Jeremiah Marshharley Atty:

Tentative Ruling: By the next CMC, unless all defendants have filed responsive pleadings, plaintiff is ordered to file defaults or dismissals on all defendants. The CMC is set for 8/5/20 at 1:30 p.m. in Dept. 4

1:30 PM 18CF12538 Case Management Conference 08/23/2018

Ptff/Pet: Midland Funding Llc Atty: Siduguen, Christine S

Def/Res: Bridges, Jeanie Atty:

Tentative Ruling: The parties entered into a stipulated judgment on 8/21/19. To date, the matter has not been dismissed. This matter will be set for an OSC re: Dismissal per 3.1385 on 7/29/20 at 1:30 p.m. in Dept. 4. The Court clerk to send notice.

1:30 PM 18CF12669 Case Management Conference 12/12/2018

Ptff/Pet: Midland Funding Llc Atty: Mandarich Law Group Llp

Def/Res: Hitchcock, Michael Atty:

Tentative Ruling: Plaintiff must file a proper Proof of Service as to defendant prior to the next hearing. (The Proof of Service filed on 1/14/19 notes the party not served as sued. The Request for Default was not entered on 7/22/19 because of the proof of service.) The next Case Management hearing shall be in Dept. 4 at 1:30 PM on 8/5/20.

1:30 PM 18CV43476 Case Management Conference 08/09/2018

Ptff/Pet: Rush, Patricia; Rush, Robert Atty: Wilcoxen Callaham Llp

Def/Res: Serrano, Cathy; Taylor, Steven Atty:

Tentative Ruling: Based on the Uninsured Motorist Claim, the next CMC will be 8/12/2020 at 1:30 p.m. in Dept. 4. Counsel is to advise the court if an agreement is reached.

1:30 PM 19CV43844 Case Management Conference 01/30/2019

Ptff/Pet: Bonavera, Angelo G.; Bonavera, Anthony J.; Cloud, Jeremiah J.; Cloud, Zechariah C. Atty: Carpenter, Zuckerman & Rowley Llp

Def/Res: California Department Of Transportation; County Of Calaveras; Pacific Bell Telephone Co.; Atty: Keowen, James Christopher; Caulfield Law Firm;

Vieira, Victor R. Tyson & Mendes Llp; Leach & Mcgreevy

Tentative Ruling: Upon review of the file, the next CMC will be 7/29/20 at 1:30 p.m. in Dept. 4.

1:30 PM 19CV44466 Case Management Conference 12/03/2019

Ptff/Pet: Stevens, Eric Atty: Mccrary Law Firm

Def/Res: Harbor Freight Tools Usa Inc. Atty: Nicolson Law Group Pc

Tentative Ruling: Upon review of the file, the next CMC will be 8/5/20 at 1:30 p.m. in Dept. 4.

1:30 PM 20CV44514 Case Management Conference 01/06/2020

Ptff/Pet: Stephens, Damien Atty: Arata Swingle Van Egmond & Heitlinger

Def/Res: Roll 'n Rock Construction Atty: Murphy Pearson Bradley & Feeney

Tentative Ruling: Upon review of the file, the next CMC will be 8/5/20 at 1:30 p.m. in Dept. 4.

2:00 PM 15FL41140 Case Management Conference 09/21/2015

Ptff/Pet: Woolworth, Linda Atty: Calderwood, Bruce

Def/Res: Woolworth, Robert Atty:

Tentative Ruling: This matter is set for an OSC re: Dismissal pursuant to CCP 583. 210 for 9/23/20 at 2:00 p.m. in Dept. 4. Prior to the next court hearing, unless a default, a dismissal or a judgment is filed, this matter will be dismissed. The Court clerk to provide notice.

2:00 PM 16FL41947 Case Management Conference 10/12/2016

Ptff/Pet: DeLima, Beth

Atty:

Def/Res: Delima, Steve Atty:

Tentative Ruling: There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, petitioner must file a Request for Default or dismiss the action. The CMC is set for Dept. 4 at 2:00 PM on 8/5/20. Petitioner shall provide notice of this ruling to the parties.

2:00 PM 17FL42315 Case Management Conference 04/10/2017

Ptff/Pet: Hill, Chellsea Atty: Pro Se

Def/Res: Hill, Myles Atty:

Tentative Ruling: There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, petitioner must file a Request for Default or dismiss the action. The CMC is set for Dept. 4 at 2:00 PM on 8/5/20. Petitioner shall provide notice of this ruling to the parties.

2:00 PM 17FL42733 Case Management Conference 09/22/2017

Ptff/Pet: Brown, Sherri Atty: Wiegand, Cort Van

Def/Res: Brown, Anthony Atty: Pro Se

Tentative Ruling: It appears the matter is at-issue. The Mandatory Settlement Conference/Trial Setting Conference is set for 6/17/20 at 8:30 a.m. in Dept. 4. Parties are ordered to serve and file their Mandatory Settlement Conference statements at least (5) court days before the conference.

2:00 PM 17PA42653 Case Management Conference 08/23/2017

Ptff/Pet: Neely, Trisha Atty: Pro Se

Def/Res: Robinett, James, Sr Atty:

Tentative Ruling: This matter is set for an OSC re: Dismissal pursuant to CCP 583. 210 for 9/23/20 at 2:00 p.m. in Dept. 4. Prior to the next court hearing, unless a default, a dismissal or a judgment is filed, this matter will be dismissed. The Court clerk to provide notice.

2:00 PM 18FL43429 Case Management Conference 07/25/2018

Ptff/Pet: Lavea, Melissa Atty: Pro Se

Def/Res: Lavea, Mark Atty:

Tentative Ruling: There is a Proof of Service for the petition but no response has been filed or served. Prior to the next Case Management Conference, unless a response is filed, petitioner must file a request for default or dismiss the action. The next Case Management Conference is scheduled for 8/5/20 at 2:00 p.m.

2:00 PM 18FL43689 Case Management Conference 11/13/2018

Ptff/Pet:Klein, CarsonAtty:Pro SeDef/Res:Klein, KatieAtty:Pro Se

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL141) prior to the next hearing. Petitioner is referred to self-help for assistance. The matter may be concluded by a Marital Settlement Agreement (MSA) of the parties attached to the Judgment (FL180). If no agreement is reached Petitioner and Respondent are ordered to serve and file Final Declaration of Disclosure (FL-141) prior to the next hearing. If a Judgment is filed, the next court hearing will be vacated. If not, parties are ordered to personally appear on 8/5/20 at 2:00 p.m. in Dept. 4 for a Case Management Conference.

2:00 PM 18FL43729 Case Management Conference 12/03/2018

Ptff/Pet: McKee, Ryan Atty: Pro Se

Def/Res: Mckee, Cecilia Atty:

Tentative Ruling: Petitioner has not filed a Proof of Service of the Summons and Petition with the Court. The Court cannot proceed with any orders until the Proof of Service is filed. The next CMC will be 08/05/20 at 2:00 p.m. in Dept. 4. Petitioner is to provide notice to Respondent.

2:00 PM 18PA43340 Case Management Conference 06/20/2018

Ptff/Pet: Stewart, Carissa Atty: Pro Se

Def/Res: Mitchell, Dalton Atty:

Tentative Ruling: Petitioner has not filed a proper Proof of Service of the Summons and Petition. The Court cannot proceed with any orders until the Proof of Service is filed. The next Case Management Conference will be 8/5/2020 at 2:00 p.m. in Dept. 4. Petitioner to provide notice to Respondent.

2:00 PM 19FL43957 Case Management Conference 03/25/2019

Ptff/Pet: Diego, Vanessa Atty: Pro Se

Def/Res: Back, Don Atty:

Tentative Ruling: Petitioner has filed a Proof of Service. Petitioner is to file a dismissal or a default if respondent has not filed a response by the next CMC on 7/29/20 at 2:00 p.m. in Dept. 4. Petitioner to provide notice to Respondent.

2:00 PM 19FL44224 Case Management Conference 07/26/2019

Ptff/Pet: Boyce, Clifton D. Atty: Headley, Law Offices of Frances

Def/Res: Dillon-boyce, Kelly R. Atty: Pro Se

Tentative Ruling: Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL141) prior to the next hearing. Any party ordered to serve and file a preliminary declaration of disclosure is additionally ordered to contact the Courts Self Help Center at (209) 754-1443 to schedule attendance at the disclosure clinic on the third Tuesday of the month at 100 p.m. The matter may be concluded by a Marital Settlement Agreement (MSA) of the parties attached to the Judgment (FL180). If no agreement is reached Petitioner and Respondent are ordered to serve and file Final Declaration of Disclosure (FL-141) prior to the next hearing. The next Case Management hearing shall be in Dept. 4 at 2:00 PM on 7/29/2020.

2:00 PM 19FL44235 Case Management Conference 08/02/2019

Ptff/Pet:Ledbetter, Michael J.Atty:Pro SeDef/Res:Nicholls, Jamie L.Atty:Pro Se

Tentative Ruling: There is a Proof of Service for the Summons and Petition but no Response (FL-120) or default (FL-165) has been filed. Prior to the next CMC unless a Response is filed, petitioner must file a request for default or dismiss the action. The next Case Management hearing shall be in Dept. 4 at 2:00 PM on 7/29/2020. Petitioner is ordered to serve notice.

2:00 PM 19FL44454 Case Management Conference 12/02/2019

Ptff/Pet: DeCoste, Jaimie P. Atty: Pro Se

Def/Res: Decoste, Brad James Atty:

Tentative Ruling: There is a Proof of Service for the Summons and Petition but no Response (FL-120) or default (FL-165) has been filed. Prior to the next CMC unless a Response is filed, petitioner must file a request for default or dismiss the action. The next Case Management hearing shall be in Dept. 4 at 2:00 PM on 7/29/2020. Petitioner is ordered to serve notice.

2:00 PM 19FL44458 Case Management Conference 12/03/2019 04/14/2020; 05/06/2020 Request for Order

Hearing; Settlement Conference

Ptff/Pet: Proctor, Amanda Atty: Pro Se

Def/Res: Proctor, Jeremy Atty:

Tentative Ruling: A Mandatory Settlement Conference is set for 5/6/20 at 8:30 a.m. in Dept. 4. Parties are **ordered** to serve and file their Mandatory Settlement Conference Statement (5) court days prior to the Conference.

Additionally each party is ordered to complete their Declarations of Disclosures no later than Wednesday, April 29, 2020.

Parties are referred to call the Court's self-help center for assistance with these documents. The Court clerk shall provide notice of this ruling to the parties.

2:00 PM 19FL44465 Case Management Conference 12/03/2019

Ptff/Pet: Steed, Lynne Atty: Pro Se

Def/Res: Steed, Fred Atty:

Tentative Ruling: Petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the Court. The Court cannot proceed with any orders until the Proof of Service is filed. The next Case Management hearing shall be in Dept. 4 at 2:00 PM on 7/29/20. Petitioner shall provide notice.

2:00 PM 19PA44456 Case Management Conference 12/02/2019

Ptff/Pet: Ramirez, Samantha Atty: Pro Se

Def/Res: Skrobecky, Anthony Robert Atty:

Tentative Ruling: This matter awaits entry of Judgment. The matter is continued until 7/29/20 at 2:00 p.m. in Dept. 4. Petitioner is referred to the self-help center (available by telephone) to assist with completing and filing the Judgment. If a Judgment is filed prior to the next CMC, the matter will be taken off calendar.

2:00 PM 19PA44460 Case Management Conference 12/03/2019

Ptff/Pet: Peterson, Amanda Atty: Pro Se

Def/Res: Costello, Johnny Atty:

Tentative Ruling: Petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the Court. The Court cannot proceed with any orders until the Proof of Service is filed. The next Case Management hearing shall be in Dept. 4 at 2:00 PM on 7/29/20. Petitioner shall provide notice.